

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3288

To amend title 17, United States Code, to create an exception from copyright infringement for certain performances in places of public accommodation.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 14, 1993

Mr. THOMAS of Wyoming (for himself and Mr. PASTOR) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend title 17, United States Code, to create an exception from copyright infringement for certain performances in places of public accommodation.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Public Accommoda-  
5       tions Exception Act of 1993”.

6       **SEC. 2. EXEMPTION FROM COPYRIGHT INFRINGEMENT.**

7       Section 110 of title 17, United States Code, is  
8       amended—

9               (1) by redesignating paragraph (10) as para-  
10       graph (11); and

1           (2) by inserting after paragraph (9) the follow-  
2     ing:

3           “(10) communication of a transmission, by  
4     radio or television, embodying a performance or dis-  
5     play of a work by the public reception of the trans-  
6     mission on a receiving or recording apparatus in a  
7     restaurant, tavern, or other commercial establish-  
8     ment serving food or drink, the performance of  
9     which is incidental to the main purpose of the res-  
10    taurant, tavern, or other commercial establishment,  
11    unless a direct charge is made to see or hear the  
12    transmission.”.

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